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Attorneys for Plaintiff
RONNIE TUDOR

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DISTRICT

RONNIE B. TUDOR,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF THE
NAVY, et al.,

Defendant.

CASE NO. C 11-5362 CW

**STIPULATION AND ~~PROPOSED~~
ORDER CONTINUING SCHEDULE
ORDER DATES FOR AMENDED
COMPLAINT**

Dept. : Courtroom 2
Judge : Hon. Claudia Wilken

On March 15, 2012, the Court issued an Order Re: Case Management Conference that, among other things, continuing the case management conference in this action to June 27, 2012, which has since been stipulated and changed to July 18, 2012. The March 15,

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1 2012 Order also established dates by which: Plaintiff is to present Amended Complaint to
2 Defendant; Defendant is to stipulate to Amended Complaint or notify Plaintiff that it must
3 file Motion for Leave to Amend; and Plaintiff is to file Motion for Leave to Amend, if
4 necessary.

5 After further discussions between counsel and in order to allow Plaintiff proper time
6 to amend complaint and Defendant time to properly evaluate amended complaint, the
7 Parties have agreed to adjust and continue the scheduled deadlines contained in the March
8 15, 2012 Order by approximately two (2) weeks.

9 Accordingly, the parties HEREBY STIPULATE AND REQUEST that the
10 scheduling dates contained in the Court's March 15, 2012 Order be revised to the
11 following:

12 By April 12, 2012, Plaintiff provide to Defendant proposed Amended Complaint;

13 By April 19, 2012, Defendant stipulate to Plaintiff filing Amended Complaint in
14 which case Plaintiff must file Amended Complaint and Defendant answer in accordance
15 with the applicable rules or Defendant notify Plaintiff that Plaintiff must file Motion for
16 Leave to file Amended Complaint;

17 By April 26, 2012, Plaintiff shall file its Motion for Leave to Amend Complaint, if
18 necessary.

19 IT IS SO STIPULATED.
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Respectfully submitted,

DATED: March 20, 2012

MELINDA HAAG
United States Attorney

By: 
CLAIRE T. CORMIER
Assistant United States Attorney


DATED: March 22, 2012

NEEL, HOOPER & BANE, P.C.
By: 
BRYANT S. BANES
Attorney for Plaintiffs

PROPOSED ORDER

IT IS SO ORDERED. In light of Plaintiff's apparent intent to file an amended complaint, Federal Defendants' motion to dismiss the original complaint is denied without prejudice. Docket No. 31. The motion to dismiss may be refiled after the Court has determined the operative complaint, pursuant to the parties' stipulated timeline.

DATED: 3/26/2012


CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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